IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.PADMANABHAN NAIR

TUESDAY, THE 6TH NOVEMBER 2007 / 15TH KARTHIKA 1929

AS.No. 960 of 1996()

OS.94/1990 of SUB COURT, CHERTHALA

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APPELLANT/2ND DEFENDANT:

UNNI, S/O.CHANDY, ERASSERIL HOUSE, MARARIKULAM NORTH VILLAGE.

RESPONDENTS/PLAINTIFF AND DEFENDANTS 1 AND 3:

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1. LETHA, W/O.ANTONEY, RESIDING AT VHALATTU VEETTIL, KANJIRAMCHIRA, THEKKEN ARYADU VILLAGE.

2. LESSLI CHANDY, ERASSERIL HOUSE, MARARIKULAM NORTH VILLAGE.

3. HELLEN CHANDY, ARAKKAL HOUSE, JANATHA ROAD, VYTTILA, ERNAKULAM.

R2 BY ADV. SRI.V.N.SWAMINATHAN

THIS APPEAL SUITS HAVING COME UP FOR ORDERS ON 06/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K. PADMANABHAN NAIR ,J.

C.M.P.No.5981 of 1996
IN
A.S.No.960 of 1996

Dated, this the 6th day of November, 2007

ORDER

Today also the petitioner/appellant absent in spite of the notice issued to him to appear on today. Service of the petitioner/appellant is complete. So I have no other option but to dismiss the petition to condone delay for non-prosecution.

In the result, C.M.P. is dismissed for non-prosecution.

K. PADMANABHAN NAIR,
JUDGE.

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K. PADMANABHAN NAIR ,J.

A.S.No.960 of 1996

Dated, this the 6th day of November, 2007

JUDGMENT

This appeal is filed after the expiry of the period of limitation with a petition to condone delay. Today I have dismissed the petition to condone delay. So this appeal is barred by limitation.

In the result, appeal is dismissed as barred by limitation.

K. PADMANABHAN NAIR,
JUDGE.

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K.PADMANABHAN NAIR, J.

A.S.No.960 of 1996

JUDGMENT

6th November, 2007.

K.PADMANABHAN NAIR, J.

C.M.P.No.5981 of 1996
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A.S.No.960 of 1996

ORDER

6th November, 2007.